

ORDINANCE NO. 2024-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ODESSA, TEXAS, AMENDING THE ODESSA CITY CODE CHAPTER 13 "UTILITIES" ARTICLE 13-7 "STORMWATER MANAGEMENT"; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE AND DECLARING AN EFFECTIVE DATE

WHEREAS, the stormwater department has been under the direction and supervision of the Odessa Development department; and

WHEREAS, it is necessary to amend portions of the current code to reflect the proper supervising department;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF ODESSA, TEXAS

Section 1. That the Odessa City Code Chapter 13 "Utilities" Article 13-7 "Stormwater Management" Sec. 13-7-1 "Definitions" is hereby amended by as follows:

Sec. 13-7-1 Definitions.

Director. The director of the department of development or the director's authorized representatives.

Section 2. That the Odessa City Code Chapter 13 "Utilities" Article 13-7 "Stormwater Management" 13-7-2 "Administration" is hereby amended by as follows:

Sec. 13-7-2 Administration.

The director of the department of development and the director's authorized representatives are authorized to administer, implement, and enforce the provisions of this article.

Section 3. That the Odessa City Code Chapter 13 “Utilities” Article 13-7 “Stormwater Management” Sec. 13-7-34 “Submission of NOI to city” is hereby amended by as follows:

Sec. 13-7-34 Submission of NOI to city.

(b) The copy of the notice of intent may be delivered to the director either in person or by mailing it to:

City of Odessa
Development Department
P.O. Box 4398
Odessa, Texas 79760

Section 4. That should any section, clause or provision of this ordinance be declared by a court of competent jurisdiction be invalid, the same shall not affect the validity of this ordinance or any other ordinance of the city as a whole or any part thereof, other than the part so declared to be invalid.

Section 5. That any person violating the provisions of this ordinance shall be deemed guilty of a Class C misdemeanor and shall be punished by a fine not exceeding \$2,000.00 as provided in Odessa City Code Section 1-1-9 “General Penalty”.

Section 6. That the caption and penalty clause of this ordinance shall be published in a newspaper of general circulation in the city of Odessa as provided by City Charter Section 65.

Section 7. That this ordinance shall go into effect five (5) days after its publication following adoption on second approval as provided by City Charter Sections 61 and 65.

The foregoing ordinance was first approved on the 9th day of April, A.D., 2024, by the following vote:

Mark Matta	ABSENT
Steven P. Thompson	AYE
Gilbert Vasquez	AYE
Greg Connell	AYE
Chris Hanie	AYE
Denise Swanner	AYE
Javier Joven	AYE

The foregoing ordinance was adopted on second and final approval on the 14th day of May, A.D., 2024, by the following vote:

Mark Matta	AYE
Steven P. Thompson	AYE
Gilbert Vasquez	AYE
Greg Connell	AYE
Chris Hanie	AYE
Denise Swanner	AYE
Javier Joven	AYE

Approved this the 14th day of May, A.D., 2024.

Javier Joven, Mayor

ATTEST:

Norma Aguilar, City Secretary

APPROVED AS TO FORM:

Daniel C. Jones, City Attorney